IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

WP(C).No. 16006 of 2007(E)

PETITIONER:

N.ABDUL AZEEZ, LAVANYA TRAVELS,
DOWN HILL, MALAPPURAM.

BY ADV. SRI.MILLU DANDAPANI

RESPONDENTS:
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1. REGIONAL TRANSPORT OFFICER,
MALAPPURAM.

2. THE PRINCIPAL, G.G.H.S.SCHOOL,
DOWN HILL, MALAPPURAM.

R1 BY GOVT. PLEADER SRI.BENJAMIN PAUL.
R2 BY ADV. SRI.K.R.HARIN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD

ON 29/06/2007, THE COURT ON THE SAME DAY DELIVERED THE

FOLLOWING:

APPENDIX (WP(C) NO.16006 OF 2007)

PETITIONER'S EXHIBITS:

Ext.P1: Copy of the judgment in W.P.(C) No.7656/2004 of this Court.

Ext.P2: Copy of the representation submitted by the petiitoner before the District Collector, Malappuram.

Ext.P3: Copy of the letter dtd.9.10.2006 issued by the first respondent to the petitioner.

-True Copy-

P.A.to Judge.

S. SIRI JAGAN, J.

WP(C) NO. 16006 OF 2007 - E

Dated this the 29th day of June, 2007

J U D G M E N T

The petitioner has applied for endorsement of transfer of ownership of contract carriage No.KL-10/A-3494 which was rejected as per Ext.P3 on the ground that there are tax arrears in respect of another vehicle namely, KL-10/E 4200 owned by the petitioner. The petitioner contends that in view of Ext.P1, which he could not produce earlier, but was submitted on 19.1.2007, the petitioner is not liable to pay any tax in respect of that vehicle also.

2. After hearing the counsel for the petitioner and the learned Government Pleader, I direct the first respondent to re-consider the application for transfer of ownership of KL-10/A-3494 submitted by the petitioner, as expeditiously as possible, at any rate within a period of two weeks from the date of receipt of a copy of this judgment. The petitioner shall also be afforded an opportunity of hearing. The petitioner would be free to produce Ext.P1 judgment or any other evidence in support of his contentions which shall be considered by the first respondent in accordance with law.

The writ petition is disposed of as above.

S. SIRI JAGAN,
Judge

Mbs/

S.SIRI JAGAN, J

W.P.(C) NO. OF 2001

J U D G M E N T

DATED:01-06-2007